

Appl. No. 10/033,959  
Amendment with Restriction Election and Traversal  
Reply to Office action of April 29, 2005  
and Notice of Non-Responsive Reply of 6 July 2005

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### REMARKS / DISCUSSION OF ISSUES

Claims 1-28 are pending in the application. The claims are listed above, but are not amended.

**Applicant apologizes for sending the wrong draft of the restriction election previously, and respectfully thanks Examiner Schubert for his courtesy in mailing the *Notice of Non-Responsive Reply*.**

The Office action restricts the invention to one of the following groups of claims:

- I. Claims 1-13 and 22-28, drawn to a method; and
- II. Claims 14-21, drawn to a method.

In response, applicant(s) provisionally elect(s), with traverse, to prosecute claim(s) 1-13 and 22-28, identified as species I. Applicant(s) reserve(s) the right to prosecute the subject matter of the nonelected claim(s) in a divisional or other continuing application.

Applicants' traversal is based at least on the fact that the two methods, regardless of whether or not they should be considered separate inventions, are so closely related that searching both the device and the method would not impose an undue burden on the Examiner.

#### **MPEP § 803 - Restriction - When Proper**

... If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions.

Withdrawal of the restriction requirement and examination of the application on its merits are now respectfully requested. If any points remain in issue that may best be resolved through a personal or telephonic interview, the Examiner is

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respectfully requested to contact the undersigned at the telephone number listed below.

Respectfully submitted,



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